

STATE OF MAINE  
PUBLIC UTILITIES COMMISSION

Docket No. 2001-460

August 9, 2001

CENTRAL MAINE POWER COMPANY  
Request for Approval of a Second Amendment  
To the Contract with Northeast Doran

ORDER APPROVING  
CONTRACT

WELCH, Chairman; NUGENT and DIAMOND, Commissioners

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### **SUMMARY OF DECISION**

By this Order, the Commission approves Central Maine Power Company's (CMP's) proposed Second Amendment to its Customer Service Agreement (CSA) with Northeast Doran.

### **DISCUSSION AND DECISION**

On July 3, 2001, CMP filed with this Commission a proposed Second Amendment to its CSA with Northeast Doran. Pursuant to Attachment 6 of the ARP 2000,<sup>1</sup> contracts with terms no more than one year beyond the term of the ARP, that are not anti-competitive or unduly discriminatory and that provide revenues in excess of the Company's marginal cost floors plus an adder, go into effect automatically. The prices in this Second Amendment to the contract, however, are not greater than the marginal cost floors plus an adder.<sup>2</sup> Therefore, in order to become effective, this contract requires Commission review and approval.

We have reviewed the Amendment and find that there is no significant risk to CMP's other customers as a result of this Agreement. Therefore, we will allow the Amendment to go into effect but make no determination regarding its reasonableness or how the revenues associated with it should be treated for ratemaking purposes.

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<sup>1</sup> ARP 2000 was approved by Commission Order Approving Stipulation dated November 16, 2000 in Docket No. 99-666.

<sup>2</sup> The analysis provided with the CMP's original filing of this contract showed revenues greater than marginal cost plus the adder. However, based on discussions with Staff, the Company filed a corrected analysis on July 30, 2001 that indicated revenues under the Amendment are not greater than marginal cost plus the adder.

Accordingly, we

**O R D E R**

That the Second Amendment to the Customer Service Agreement with Northeast Doran, filed by Central Maine Power Company on July 3, 2001, is hereby approved and may become effective as of 30 days after it was filed, as requested by the Company.

Dated at Augusta, Maine, this 9th day of August, 2001.

**BY ORDER OF THE COMMISSION**

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Dennis L. Keschl  
Administrative Director

COMMISSIONERS VOTING FOR:

WELCH  
NUGENT  
DIAMONG

**NOTICE OF RIGHTS TO REVIEW OR APPEAL**

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of review or appeal of PUC decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 1004 of the Commission's Rules of Practice and Procedure (65-407 C.M.R.110) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within 30 days of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1320(1)-(4) and the Maine Rules of Appellate Procedure.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320(5).

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.